

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
)	
Isamu Nakao et al.)	Group Art Unit: 1797
)	
Application No.: 10/563,373)	Examiner: Ma, Jameson Q.
)	
Filed: January 4, 2006)	Confirmation No.: 8827
)	
For: BIOCHEMICAL REACTION)	
SYSTEM, BIOCHEMICAL)	
REACTION SUBSTRATE,)	
PROCESS FOR PRODUCING)	
HYBRIDIZATION SUBSTRATE)	
AND HYBRIDIZATION)	
METHOD)	

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

RESPONSE TO RESTRICTION REQUIREMENT

In a Restriction Requirement mailed February 18, 2009, the period for response to which extends through March 18, 2009, the Examiner required restriction under 35 U.S.C. § 121 between the following groups of claims:

- Group I - Claims 1-5, characterized by the Examiner as drawn to a biochemical reaction apparatus;
- Group II - Claims 6-11, characterized by the Examiner as drawn to a biochemical reaction substrate;
- Group III - Claims 12-14, characterized by the Examiner as drawn to a method of producing a hybridization substrate; and
- Group IV - Claims 15-17, characterized by the Examiner as drawn to a hybridizing method.

In reply, Applicants provisionally elect to prosecute Group I, Claims 1-5.

Please grant any extensions of time required to enter this response and charge any additional required fees to our deposit account 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: March 12, 2009

By: /Michael R. Kelly/
Michael R. Kelly
Reg. No. 33,921